

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

MARQUEZ BREON SPRINGS-OWENS,)
)
)
Petitioner,)
)
)
v.) 1:24-cv-610
)
)
STATE OF NORTH CAROLINA,)
)
)
Respondent.)

ORDER

On August 7, 2024, the United States Magistrate Judge's Order and Recommendation was filed and notice was served on the parties pursuant to 28 U.S.C. § 636. (Docs. 2, 3.) No objections were filed within the time limits prescribed by Section 636.

Therefore, the court need not make a de novo review and the Magistrate Judge's Recommendation is hereby adopted.

IT IS THEREFORE ORDERED that the Magistrate Judge's Recommendation, (Doc. 2), is hereby **ADOPTED**. **IT IS FURTHER ORDERED** that this action is construed as a habeas petition under 28 U.S.C. § 2254 and **DISMISSED WITHOUT PREJUDICE** to Petitioner filing a new petition which corrects the defects of the current Petition and is filed in the proper district.

A Judgment dismissing this action will be entered contemporaneously with this Order.

This the 27th day of November, 2024.

William L. Osten, Jr.
United States District Judge